



500.38899VX4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: N. YAMAMOTO  
Serial No. 10/787,437  
Filed: February 27, 2004  
For: METHOD OF MANUFACTURING A DUAL GATE  
SEMICONDUCTOR DEVICE WITH A POLY-METAL  
ELECTRODE

**REQUEST FOR RECONSIDERATION OF  
INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

October 5, 2005

Sir:

In response to the statement made in the April 5, 2005 Office Action that the Information Disclosure Statement filed on February 27, 2004 fails to comply with 37 CFR §1.98(a)(2) concerning legible copies of the cited foreign patent documents, applicants respectfully request reconsideration for the reasons set forth below.

In the Office Action, it is stated that a legible copy of each foreign patent document and each non-patent literature publication listed in the February 27, 2004 Office Action must be provided. However, 37 CFR §1.98(d) states:

"A copy of any patent, publication, pending U.S. application or other information as specified in paragraph (a) of this section, listed in an Information Disclosure Statement is required to be provided, even if the patent, publication, pending U.S. application or other information was previously submitted to, or cited by, the Office in an earlier application, unless: (1) the earlier application is properly identified in the IDS as being relied on for an earlier effective date under 35 USC §120;


With regard to this, the February 27, 2004 Office Action clearly notes that benefit of priority under 35 USC §120 is being claimed, as required by 37 CFR §1.97(d)(1) for

the three listed parent applications. Therefore, it is respectfully submitted that copies of the documents listed in the February 27, 2004 Office Action, including the listed non-patent literature does not have to be provided in the present instance. Therefore, reconsideration of the February 27, 2004 IDS is respectfully requested.

If the Examiner believes that there are any other points which may be clarified or otherwise disposed of either by telephone discussion or by personal interview, the Examiner is invited to contact Applicants' undersigned attorney at the number indicated below.

It is respectfully requested that any shortage in the fee be charged to the deposit account of Antonelli, Terry, Stout & Kraus, LLP, Account No. 01-2135 (Docket No. 500.38899VX4), and any excess fees credited to that account.

Respectfully submitted,  
**ANTONELLI, TERRY, STOUT & KRAUS, LLP**

A handwritten signature in cursive script, appearing to read 'Gregory E. Montone', is written over a horizontal line.

Gregory E. Montone  
Reg. No. 28, 141

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